

Form 1860-9
(January 1988)

The United States of America

To all to whom these presents shall come, Greeting:

N-61891

WHEREAS

Lincoln County, a political subdivision of the State of Nevada

is entitled to a land patent pursuant to the Act of June 14, 1926, as amended (43 U.S.C. 869 - 869-4), for the following described land:

Mount Diablo Meridian, Nevada

T. 3 S., R. 65 E.,
sec. 18, lot 4 and SE $\frac{1}{4}$ SW $\frac{1}{4}$.

containing 80.08 acres; and

NOW KNOW YE, that there is, therefore, granted by the UNITED STATES, unto Lincoln County, a political subdivision of the State of Nevada, the land described above; TO HAVE AND TO HOLD the said land with all the rights, privileges, immunities and appurtenances, of whatsoever nature, thereunto belonging, unto the said Lincoln County, a political subdivision of the State of Nevada, and to its successors and assigns, forever; and

EXCEPTING AND RESERVING TO THE UNITED STATES:

1. A right-of-way for ditches or canals constructed by the authority of the United States, Act of August 30, 1890 (43 U.S.C. 945).
2. All mineral deposits in the lands so patented, and to it, or persons authorized by it, the right to prospect for, mine and remove such deposits from the same under applicable law and regulations to be established by the Secretary of the Interior.

SUBJECT TO:

1. Those rights for an overhead utility line purposes which have been granted to Lincoln County Power District Unit One, its successors or assigns, by right-of-way No. CC-020073, pursuant to the Act of December 21, 1928 (43 U.S.C. 617D).

Patent Number 57-99-0090

N-61891

The above described land has been conveyed for utilization as a municipal solid waste disposal site. Information about the municipal solid waste disposal site is also available from the patentee. Upon closure, the land may contain small quantities of commercial and household waste as determined in the Resource Conservation and Recovery Act of 1976, as amended (42 U.S.C. 6901), and defined in 40 CFR 261.4 and 261.5. Although there is no indication these materials pose any significant risk to human health or the environment, future land uses should be limited to those which do not penetrate the liner or final cover of the landfill unless excavation is conducted subject to applicable State and Federal requirements.

The patentee shall comply with all State and Federal laws applicable to the disposal, placement, or release of hazardous substances.

Provided, that the title shall revert to the United States upon a finding, after notice and opportunity for a hearing, that the patentee has not substantially developed the lands in accordance with the approved plan of development on or before the date five years after the date of conveyance. No portion of the land shall under any circumstances revert to the United States if any such portion has been used for solid waste disposal or for any other purpose which may result in the disposal, placement, or release of any hazardous substance.

If, at any time, the patentee, or its successor in interest, transfers to another party title to, or control over, any portion of the land not used for the purpose(s) specified in the application and approved plan of development, the patentee shall pay the Secretary of the Interior, or his/her delegate, the fair market value, as determined by the Authorized Officer, of the transferred portion as of the date of transfer, including the value of any improvements thereon.

The grant of the herein described lands is subject to the following reservations, conditions, and limitations:

- (1) The patentee, or its successor in interest, shall comply with and shall not violate any of the terms or provisions of Title VI of the Civil Rights Act of 1964 (78 Stat. 241), and the requirements of the regulations, as modified or amended, of the Secretary of the Interior issued pursuant thereto (7 CFR 15) for the period that the lands conveyed herein are used for the purpose for which the grant was made pursuant to the act cited above, or for another purpose involving the provision of similar services or benefits.
- (2) The United States shall have the right to seek judicial enforcement of the requirements of Title VI of the Civil Rights Act of 1964, and the terms and conditions of the regulations, as modified or amended, of the Secretary of the Interior issued pursuant to said Title VI, in the event of their violation by the patentee.

Form 1860-10
(April 1988)

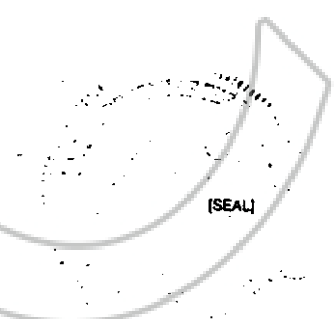
N-61891

(3) The patentee, or its successor in interest, will, upon request of the Secretary of the Interior or his/her delegate, post and maintain on the property conveyed by this document signs and posters bearing a legend concerning the applicability of Title VI of the Civil Rights Act of 1964 to the area, or facility, conveyed.

(4) The reservations, conditions, and limitations contained in paragraphs (1) through (3) shall constitute a covenant running with the land, binding on the patentee and its successors in interest for the period for which the land described herein is used for the purpose for which this grant was made, or for another purpose involving the provision of similar services or benefits.

(5) The assurances and covenant required by sections (1) - (4) above shall not apply to ultimate beneficiaries under the program for which this grant is made. "Ultimate beneficiaries" are identified in 43 CFR 17.12(h).

By accepting this patent, Lincoln County, its successors or assigns, assumes all liability for and shall defend, indemnify, and save harmless the United States and its officers, agents, representatives, and employees (hereinafter referred to in this clause as the United States), from all claims, loss, damage, actions, causes of action, expense, and liability (hereinafter referred to in this clause as claims) resulting from, brought for, or on account of, any personal injury, threat of personal injury, or property damage received or sustained by any person or persons (including the patentee's employees) or property growing out of, occurring, or attributable directly or indirectly, to the disposal of solid waste on, or the release of hazardous substances from T. 3 S., R. 65 E., M.D.M., sec. 18, lot 4 and SE $\frac{1}{4}$ SW $\frac{1}{4}$, regardless of whether such claims shall be attributable to: (1) the concurrent, contributory, or partial fault, failure, or negligence of the United States, or (2) the sole fault, failure, or negligence of the United States.



IN TESTIMONY WHEREOF the undersigned authorized officer of the Bureau of Land Management, in accordance with the provisions of the Act of June 17, 1948 (62 Stat. 476), has, in the name of the United States, caused these letters to be made Patent, and the Seal of the Bureau to be hereunto affixed.

GIVEN under my hand, in RENO, NEVADA
the ELEVENTH day of DECEMBER
in the year of our Lord one thousand nine hundred and
NINETY-EIGHT and of the Independence of the
United States the two hundred and TWENTY THREE

By *William C. R. [Signature]*

Patent Number 20-80-000

COPY

NO. 112130

FILED AND RECORDED AT REQUEST OF
Lincoln County Commission
January 7, 1999

AT 15 MINUTES PAST 10 O'CLOCK

AM IN BOOK 139 OF OFFICIAL

RECORDS PAGE 219 LINCOLN

COUNTY, NEVADA.

Justin Brucher
COUNTY RECORDER